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September 25, 2002

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FROM

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PAGES (WITH COVER)

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43170-263550

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PATENTS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

AGOSTON, ET AL.

Serial No.: 09/939,208

Filed: August 24, 2001

For: ANTIANGIOGENIC AGENTS

Art Unit: 1616

Examiner: S. N. Qazi, Ph.D.

#11  
AKO  
9-27-02RESPONSE TO TELEPHONIC INQUIRYAssistant Commissioner for Patents  
Washington, DC 20231

Sir:

Responsive to the telephonic inquiry of September 23, 2002 in the above-identified patent application, Applicants provide the following remarks.

**REMARKS**

Claims 1-92 are pending in the present application. In the Response to Restriction Requirement filed on April 12, 2002 (with a 37 C.F.R. § 1.8 Certificate of Mailing) Applicants elected to prosecute the invention of Group I (Claims 1-15 and 18-92), and further elected the species of Claim 3. In the Response to Office Action mailed August 12, 2002 Applicants confirmed the election of the species of Claim 3.

In response to the telephonic inquiry of September 23, 2002 to distinguish the claims of the present application over those of Applications No. 09/641,327 (our file 05213-0730), 09/779,331 (our file 05213-0731), and 09/899702 (our file 05213-0910) Applicants

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